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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : BOESEN, M.D., Peter V.  
SERIAL NO : 09/886,526  
FILED : June 21, 2001  
TITLE : CELLULAR TELEPHONE, PERSONAL DIGITAL ASSISTANT WITH  
DUAL LINES FOR SIMULTANEOUS USES

Grp./A.U. : 2642  
Examiner : BUI, Bing Q.  
Conf. No. : 6405  
Docket No. : P05193US0

## AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Mail Stop Amendment  
Alexandria, VA 22313-1450

Dear Assistant Commissioner:

In response to the Office Action dated September 15, 2004, kindly enter the following amendments and consider the following remarks relative to reconsideration of the present application.

## CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

## MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop Non-Fee Amendment, Alexandria, VA 22313-1450.

Date: 12/13/04

## FACSIMILE

☒ transmitted by facsimile to the Patent and Trademark Office, Art Unit 2642 at Fax No. (703) 872-9306.

  
Jeffrey D. Harry

communication are not communicated simultaneously. In particular, in Kanbara, a selection has to be made between data and voice so that the appropriate MIN is selected. Thus, by using a separate MIN selection for data communications then for voice communications, different charges can apply. Kanbara, does not, however, disclose simultaneous voice and data communications. In fact, Kanbara would exclude simultaneous communications because separate MINs are needed for each type of communication. Thus, to combine these references would alter the principle of operation of both references. The system of Dent is not appropriate to use with MINs because it provides for voice and data fields within the same packet and does not otherwise provide any teaching regarding how one would track voice charges relative to data charges. The system of Kanbara cannot function without MINs. Therefore, these references cannot be combined in the manner suggested by the Examiner and this rejection must be withdrawn.

As claims 3-6 depend from claim 2, these rejections should also be withdrawn.

#### **New Claims**

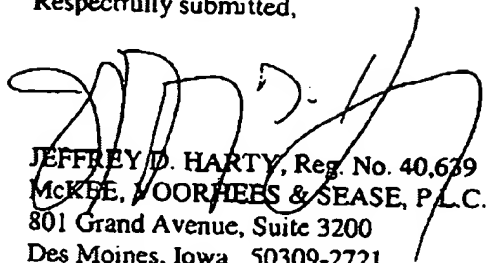
Claims 7-12 are new and are clearly supported by the specification and/or drawings without introducing new matter.

#### **Conclusion**

Please charge Deposit Account No. 26-0084 the amount of \$100.00 for one additional independent claim over 3. No other fees or extensions of time are believed to be due in connection with this amendment; however, consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 26-0084.

Reconsideration and allowance is respectfully requested.

Respectfully submitted,



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